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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/077,727	02/15/2002	David F. Gavin	101792-200	2648
27267 7590 04/13/2011 WIGGIN AND DANA LLP ATTENTION: PATENT DOCKETING ONE CENTURY TOWER, P.O. BOX 1832 NEW HAVEN, CT 06508-1832				
EXAMINER				
WESSENDORF, TERESA D				
ART UNIT		PAPER NUMBER		
1636				
MAIL DATE		DELIVERY MODE		
04/13/2011		PAPER		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10/077,727	February 14, 2002	Gavin David	

## EXAMINER

T. Wessendorf

## ART UNIT

## PAPER

1636

20110409

DATE MAILED:

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## Commissioner for Patents

The reply filed on 2/3/2011 is not fully responsive because it fails to include a complete or accurate record of the substance of the personal interview (not telephonic). Applicants' statement as to the telephone interview is not accurate. Also, it was discussed that amendments would be drawn to compound claims and not to the withdrawn method claims, as newly presented.

Applicants cannot file an RCE to obtain continued examination on the basis of claims that are independent and distinct from the claims previously claimed and examined as a matter of right (i.e., applicant cannot switch inventions). See 37 CFR 1.145. If an RCE is filed with an amendment canceling all claims drawn to the elected invention and presenting only claims drawn to a nonelected invention, the RCE should be treated as a proper RCE but the amendment should not be entered. The amendment is not fully responsive and applicant is given a time period of one month or thirty days (whichever is longer) to submit a complete reply. See MPEP § 821.03 and 706.07(h).

Since the above mentioned reply appears to be bona fide, applicant is given a TIME PERIOD OF ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME LIMIT MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication should be directed to TERESA WESSENDORF at telephone number (571)272-0812.

/TERESA WESSENDORF/  
Primary Examiner, Art Unit 1636